



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. AUS920000224US1

In re application of:

WOLFGANG ROESNER, ET AL.

Serial No.: 09/751,802

Filed: 29 DECEMBER 2000

For: **NAMING AND MANAGING
SIMULATION MODEL EVENTS**

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Examiner: UNKNOWN

Art Unit: 2123

RECEIVED

MAY 09 2001

**OFFICE OF PETITIONS
DEPUTY A/C PATENTS**

**RESPONSE TO NOTICE OF OMITTED ITEM(S) IN A
NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Response is submitted in answer to the Notice Of Omitted Item(s) In A Nonprovisional Application, dated February 16, 2001, having a shortened two month statutory period set to expire April 16, 2001.

Submitted herewith are formal drawings for the above-identified application.

CERTIFICATE OF MAILING	
37 CFR 1.8(A)	
I hereby certify that this correspondence is being deposited with the U. S. Postal Service as First Class Mail in an envelope addressed to Box: _____, Commissioner of Patents and Trademarks, Washington, D. C. 20231, on the date below.	
<u>3/14/2001</u> Date	<u><i>Dena Paris</i></u> Signature <i>Dena Paris</i>

No fee is believed to be required; however, in the event any additional fees are required, please charge IBM Corporation Deposit Account No.09-0447. No extension of time is believed to be necessary. However, in the event an extension of time is required, that extension of time is hereby requested. Please charge any fee associated with an extension of time to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Matthew W. Baca', written over a horizontal line.

Matthew W. Baca

Reg. No. 42,277

BRACEWELL & PATTERSON, L.L.P.

Suite 350 Lakewood on the Park

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Austin, Texas 78731

(512) 343-6116

ATTORNEY FOR APPLICANTS



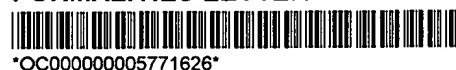
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/751,802	12/29/2000	Wolfgang Roesner	AUS920000224US1

CONFIRMATION NO. 5324

FORMALITIES LETTER



OC000000005771626

Andrew J. Dillon
FELSMAN, BRADLEY, VADEN, GUNTER & DILLON, LLP
Lakewood on the Park, Suite 350
7600B North Capital of Texas Highway
Austin, TX 78731

Date Mailed: 02/16/2001

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) **8C** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the PTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing

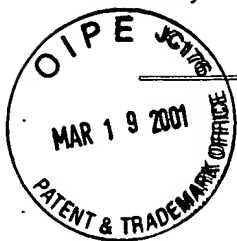
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figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.



A copy of this notice MUST be returned with the reply.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke at the end.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Received in the U.S.P.T.O.

In re Application of:

WOLFGANG ROESNER, ET AL.

Naming and Managing Simulation Model Events

ENCLOSED HEREWITH:

1. Preliminary Amendment;
2. Certificate of Mailing; and
3. Our return postcard.

IBM CORPORATION

Serial. No. 09/751,802; Filed: 12/29/00

Our File No. 0116AD-AUS920000224US1

Mailed: February 21, 2001

MWB:jar

CC: IBM ✓